MAYALL HURLEY, P.C.	
A Professional Corporation 2453 Grand Canal Boulevard, Second Floo	r
Stockton, California 95207-8253 Felephone: (209) 477-3833	
MAŘK E. BĚRŘY, ESQ.	
CA State Bar No. 155091 SHANE M. HOOVER, ESQ.	
CA State Bar No. 327133	
Attorneys for Defendants, CITY OF STOCKTON, DANIEL GRAUN	MAN SEAN MCPHERSON
TEREMIAH SKAGGS, and ZACHARY A	
ADANTE D. POINTER, ESQ., SBN 2362	
PATRICK M. BUELNA, ESQ., SBN 317 POINTER & BUELNA, LLP	7043
LAWYERS FOR THE PEOPLE	
1901 Harrison St., Suite 1140	
Oakland, CA 94612 Fel: 510-929-5400	
Email: APointer@LawyersFTP.com	
Email: PBuelna@LawyersFTP.com	
MICHAEL A. SLATER (SBN 318899)	
FHE SLATER LAW FIRM, APC 515 South Flower Street, 18th Floor	
Los Angeles, California 90071 E-mail: mslater@theslaterlawfirmapc.com	
Fel: (818) 645-4406	
Attorneys for Plaintiff	
UNITED STA	TES DISTRICT COURT
FOR THE EASTERN	N DISTRICT OF CALIFORNIA
DAVID GUIDRY an individual;) Case No.: 2:21-cv-01238-TLN-JDP
Plaintiff,)) STIPULATION AND ORDER
v.) EXTENDING SCHEDULING ORDER [ECF 37]
CITY OF STOCKTON)
LITY OF STOCK TON a milnicinal)
CITY OF STOCKTON, a municipal corporation; DANIEL GRAUMAN, in his	,

Case 2:21-cv-01238-TLN-JDP Document 39 Filed 11/02/22 Page 2 of 3

l	Stockton Police Officer; SEAN)
	MCPHERSON, in his individual capacity)
	and as a City of Stockton Police Officer;)
	JEREMIAH SKAGGS, in his individual)
	capacity and as a City of Stockton Police	ĺ
	Officer; ZACHARY ADAMS, in his)
	individual capacity and as a City of)
	Stockton Police Officer; and DOES 1-50,))
	inclusive.))
	D.C. 1)
ı	Defendants.	

Plaintiff and Defendants, by and through their designated counsel, hereby stipulate and agree as follows:

WHEREAS, Defendants' lead counsel, Mark. E. Berry, required emergency hospitalization on September 20, 2022 and remained hospitalized until September 27, 2022. Mr. Berry suffered a near-fatal double pulmonary embolism with associated bi-lateral pneumonia. Upon Mr. Berry's release from the hospital, he was unable to work and has been placed on a limited work schedule until at least November 3, 2022.

WHEREAS, the parties recently agreed to mediation or other early ADR process and are in the early process of selecting a mediator.

WHEREAS, to accommodate Mr. Berry's health issues and schedule a meaningful mediation the parties are requesting a 90 extension of the current scheduling order and the designation of experts to follow the close of fact discovery.

ACTIVITY	CURRENT DATE	PROPOSED DATE	
Fact Discovery Cut-Off	January 15, 2023	April 17, 2023	
Expert Discovery Opening Reports	December 1, 2022	May 17, 2023	
Expert Rebuttal	April 13, 2023	July 12, 2023	
Expert Discovery Cut-Off	May 16, 2023	August 14, 2023	
Last Day to File Dispositive Motions	August 20, 2023	November 20, 2023	

//			
Page 2		 	

Case 2:21-cv-01238-TLN-JDP Document 39 Filed 11/02/22 Page 3 of 3

	IT IS SO STIPULATED.
1	II IS SO STIPULATED.
3	Dated: November 1, 2022 POINTER AND BUELNA
4 5	By: <u>/s/ Patrick Buelna (as authorized 11/1/22)</u> PATRICK BUELNA
6	Counsel for Plaintiff
7	Dated: November 1, 2022 THE SLATER LAW FIRM, APC
8 9	By: /s/ Michael A. Slater (as authorized 11/1/22) MICHAEL A. SLATER Counsel for Plaintiff
10	
11	Dated: November 1, 2022 MAYALL HURLEY
12	Dated. November 1, 2022
13	B <u>y</u> : /s/ Mark E. Berry MARK EMMETT BERRY
14	COUNSEL FOR DEFENDANTS
15 16	
17	IT IS SO ORDERED.
18	Dated: November 2, 2022 Troy L. Nunley
19	United States District Judge
20	
22	
23	
24	
25	
26	
27	
28	
	Page 3